

NO. : SUPERIOR COURT
RONALD PROCKO : JUDICIAL DISTRICT OF
NEW BRITAIN
VS. : AT NEW BRITAIN
DEBRA SHIRLEY :

COMPLAINT

Count I:

1. The Defendant, Debra Shirley , is and at all times herein mentioned was a resident of the Town of New Britain, Connecticut.

2. At all times herein mentioned, the Defendant, Debra Shirley, was the owner and/or possessor of a certain Rottweiler mixed breed dog, which caused the injuries and damages hereinafter complained of.

3. The Rottweiler mixed breed dog had a vicious nature, disposition, and propensity, which was known or should have been known by the Defendant, Quentin Hinton.

4. On April 22, 2015, at about 2:45 p.m., the Plaintiff, Ronald Procko was taking his two Jack Russell dogs for a walk.

5. Based on information and belief, as the Plaintiff was walking his dogs on Berkley Street, the Rottweiler mixed breed dog, was let out or escaped through an

inadequately secured door at the residence located at 122 Landers Avenue, New
attacked one of the Plaintiff's Jack Russell terriers.

6. As the Plaintiff attempted to free his Jack Russell terrier for the mouth of
the Rottweiler mixed breed dog, he was bitten by the Rottweiler mixed breed dog
and was knocked to the ground.

7. As a proximate result of the actions of the Defendant's dog, the Plaintiff
sustained injuries to his hands and back, including exacerbation of a pre-existing
back condition all to his damage and some of his injuries may be permanent in
nature.

8. As a further proximate result of the actions of the Defendant's dog, the
Plaintiff was required to and did employ physicians and surgeons to examine,
treat, and care for his injuries, has and will incur additional medical expenses for
hospital bills and other incidental medical expenses.

9. As a further proximate result of the actions of the Defendant's dog he
incurred veterinarian expenses for the treatment of injuries to his dog.

Count I: (Strict liability)

1-9. Paragraphs 1 through 9 of the General Allegations are hereby made corresponding Paragraphs 1 through 9 of Count I by reference as if set forth full text herein.

10. The Defendant is liable to the Plaintiff as she was either the owner or keeper of the dog within the meaning of the CGS 22-357.

Count II: (Negligence)

1-9. Paragraphs 1 through 9 of the General Allegations are hereby made corresponding Paragraphs 1 through 9 of Count II by reference as if set forth full text herein.

10. The Plaintiff's injuries and damages were the direct and proximate result of the negligence and carelessness of the Defendant in that she:

(a) knew or should have known that the dog had a vicious nature, disposition, and propensity or had the means to such knowledge and

failed to take adequate steps to secure the door and/or dog from having the ability to escape. the Plaintiff of her Pekinese dog's vicious nature, disposition and propensity.

(b) she failed to warn the Plaintiff that the dog had escaped so that he could have picked up his dogs or otherwise protect himself

(c) she failed to chase after the dog promptly and secure a leash on the dog and/or avoid the attack.

(d) she had control of the premises which housed the dog and failed to take reasonable steps such as front yard fencing or other manner of interior security methods so as to reduce the risk that the dog would escape and be able to harm persons or animals in the nearby vicinity.

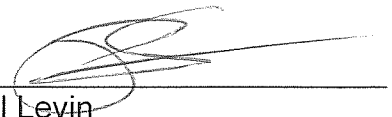
PRAYER FOR RELIEF

WHEREFORE, the Plaintiff prays for the following relief:

1. Money damages.
2. Such other relief as to law or equity pertain.

PLAINTIFF

By


Paul Levin
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40 Russ Street

Hartford, CT 06106
(860) 560-7226
Juris No. 400797

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STATEMENT OF AMOUNT IN DEMAND

The amount in demand, exclusive of interest and costs, exceeds the sum of
Fifteen Thousand (\$15,000.00) Dollars.

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